

SUB-APPENDIX A TO APPENDIX 16

TO THE ANNEX TO THE

GENERAL AGREEMENT FOR ECONOMIC, TECHNICAL AND
RELATED ASSISTANCE

BETWEEN

THE GOVERNMENT OF THE UNITED STATES OF AMERICA
AND

THE GOVERNMENT OF THE REPUBLIC OF COLOMBIA

PROJECT: REESTABLISH COLOMBIAN NATIONAL POLICE PRESENCE IN
CONFLICTED ZONES

PROJECT OBJECTIVES, GOALS, AND ACTIONS TO BE TAKEN

Strategic Objective: To establish or reestablish police presence and enhanced public security in the various Departments and zones throughout the Republic of Colombia.

In accordance with Section III.A.1, the Ministry of National Defense and/or Colombian National Police will submit project plans to accomplish each of the following goals within the time periods indicated. The short-term goal is to have the first two secure permanent National Police stations initiated, and police presence reestablished, in the agreed targeted municipalities not later than January 2003.

Goal 16-1: Not later than 45 days after signature of this Appendix, establish a inter-institutional system, to include procedural rules, to coordinate with National-, Departmental-, and Municipality-level authorities to establish the priority of tasks for establishing or reestablishing police presence and enhanced public security. The inter-institutional system shall be co-chaired by the Vice Minister of National Defense and the Counselor to the President for Public Security or as equivalent, and include all appropriate ministries and agencies to facilitate that these agencies are prepared to establish/reestablish appropriate governmental services (such as health, education, legal and judicial, public services) after police presence and enhanced public security is available. Not later than 60 days after signature of this Appendix, establish the initial priority list of municipalities to be targeted for reestablishing police presence and public security. The initial list should complement other projects to enhance the security of the Caño Limón - Coveñas pipeline. The priority list should be updated every 90 days thereafter. (Responsibility: Ministry of National Defense)

Goal 16-2: Organize, train, and equip up to 62 Colombian National Police *Carabinero* Squadrons with the mission of reestablishing public security in the targeted municipality and security to the construction of secure permanent police installations.

Tasks:

16-2-1: Identify the personnel assigned to the Colombian National Police *Carabinero* Squadrons to be supported under this Appendix not later than 15 days after signature of this Appendix. (Responsibility: Colombian National Police)

16-2-2: Certify the Human Rights status of the *Carabinero* Squadrons not later than 45 days after signature of this Appendix. (Responsibility: Ministry of National Defense)

16-2-3: Establish the Table of Equipment and Organization of a standard *Carabinero* Squadron. Determine equipment shortfalls and request Narcotics Affairs Section assistance for equipment acquisition as required not later than 30 days after signature of this Appendix. (Responsibility: Colombian National Police)

16-2-4: Determine training requirements and sources of training for the *Carabinero* Squadrons, and request Narcotics Affairs Section assistance in training as required not later than 45 days after signature of this Appendix. (Responsibility: Colombian National Police)

Goal 16-3: Organize, train, equip and accommodate the Colombian National Police permanent units that will be assigned to the each targeted municipalities. Milestone dates are for the initial set of units; revise as needed.

Tasks:

16-3-1: Identify the personnel assigned to the permanent unit not later than 60 days after approval of the targeted municipality. (Responsibility: Colombian National Police)

16-3-2: Certify the Human Rights status of the permanent unit not later than 90 days after approval of the targeted municipality. (Responsibility: Ministry of National Defense)

16-3-3: Establish the Table of Equipment and Organization of the permanent unit, determine equipment shortfalls and request Narcotics Affairs Section

assistance for equipment acquisition as required not later than 30 days after approval of the targeted municipality. (Responsibility: Colombian National Police)

16-3-4: Determine training requirements and sources of training for the permanent unit, and request Narcotics Affairs Section assistance in training as required not later than 45 days after approval of the targeted municipality. (Responsibility: Colombian National Police)

Goal 16-4: Establish the public liaison and intelligence networks to enhance the local security of the *Carabínero* Squadrons and permanent police installations, develop project plan not later than 90 days after approval of the targeted municipality. (Responsibility: Colombian National Police)

Goal 16-5: Establish a communications architecture so that the *Carabínero* Squadrons and permanent Colombian National Police units can rapidly and reliably communicate with appropriate levels of the National Police and Colombian military, to ensure reinforcement in case of impending or actual terrorist attack, include any communications equipment requirements in the Tables of Organization and Equipment not later than 90 days after signature of this Appendix. (Responsibility: Colombian National Police in coordination with *Comando General* and Ministry of National Defense)

Goal 16-6: Coordinate procedures for requesting and receiving support from reinforcing military and police units not later than 90 days after approval of the targeted municipality. (Responsibility: Colombian National Police in coordination with *Comando General* and Ministry of National Defense)

Goal 16-7: Design and construct secure temporary and permanent Colombian National Police installations in the targeted municipalities. Designs should adopt standard specifications for temporary and permanent installations with the capacity for structural or area enhancements (to meet future threat developments) and allow for off-site, production-line prefabrication from available construction materials. The adoption of standard specifications should ease design, planning and execution; transportation by air, water or road; ensure nationwide conformity of security standards; save manpower and costs; allow re-use (of temporary installations) and allow lower skill levels for construction. Develop a project plan for each targeted municipality not later than 45 days after approval of the targeted municipality. (Responsibility: Colombian National Police)

These goals will be revised and reviewed annually by the Operative Parties.

APPENDIX 19

TO THE ANNEX TO THE

GENERAL AGREEMENT ON ECONOMIC, TECHNICAL, AND RELATED
ASSISTANCE
BETWEEN

THE GOVERNMENT OF THE UNITED STATES OF AMERICA
AND
THE GOVERNMENT OF THE REPUBLIC OF COLOMBIA

PROJECT: SUPPORT TO THE DIRECTORATE OF CUSTOMS AND
NATIONAL TAXES

Under the Annex to the General Agreement for Economic, Technical and Related Assistance between the Government of the United States of America and the Government of the Republic of Colombia, signed on September 27, 2000 (the "Annex"), the Government of the United States of America has agreed to furnish financial, material, economic, technical and related assistance to the Government of the Republic of Colombia designed to strengthen the capability of the Government of the Republic of Colombia in support of the 1988 United Nations Convention Against Illegal Traffic in Narcotic Drugs and Psychotropic Substances, to which both Colombia and the United States are signatory parties, the Plan Colombia national strategy, and the Government of the Republic of Colombia's National Plan to Combat Drugs.

As contemplated by Section II (Project Descriptions) of the Annex, the Government of the United States of America and the Government of the Republic of Colombia (each individually a "Party" or, collectively, the "Parties") agree to a project to support the Directorate of Customs and National Taxes, of the Ministry of Treasury and Public Credit, and any related project activities. This Appendix sets forth the actions to be taken, resources to be provided, and the evaluations, verifications, audits and additional administrative and fiscal controls required to implement the project according to the laws and regulations of the Parties. This Appendix is incorporated into the Annex, and the rights and obligations contained in the Annex extend to this Appendix and its Sub-Appendices.

I. Strategic Objective to be Supported

The following strategic objective of the National Plan to Combat Drugs of the Government of the Republic of Colombia is within the competency of the Ministry of Treasury and Public Credit, and therefore is supported by this Appendix:

- Strategic Objective Number 3: To strengthen the legal and operational instruments of State institutions to combat drug-trafficking organizations and the various manifestations of the drugs problem

And specifically Goal Number 3: Reinforce the operational, legal and administrative mechanisms required to combat money laundering.

II. Project Description

A. The Directorate of Customs and National Taxes support project is designed to support the Government of the Republic of Colombia's efforts to (1) combat money-laundering activities, (2) combat the smuggling of narcotics and other contraband, and (3) enhance the administration and collection of national taxes. Specifically, the project will enhance, through training, equipment and operational support, the capability of the Colombian Directorate of Customs and National Taxes to counter the "Black Market Peso Exchange" and other money laundering mechanisms, to detect and prevent the smuggling of narcotics and other contraband, and to enhance the administration and collection of national taxes. In addition, the project will enhance the technology systems of the Directorate of Customs and National Taxes by providing assistance, hardware and software, to include the provision of a functioning Numerical Integration Profiling System and the enhancement of the web-based processing system (Siglo XXI) of the Directorate of Customs and National Taxes. The Numerical Integration Profiling System integrates trade data of the Parties and from other countries in order to detect and pursue large-scale patterns of Black Market Peso Exchange and other money laundering schemes. The project will also facilitate cooperative financial investigations conducted by the U.S. Customs Service and the Directorate of Customs and National Taxes. Specific goals in support of this national strategy objective are contained in Sub-Appendix A.

B. The Narcotics Affairs Section, assisted by the Office of the U.S. Customs Service Attaché, both of the U.S. Embassy in Colombia, will be the designated representative (Operative Party) for administering the day-to-day provisions of this project on behalf of the Government of the United States of America. The Directorate of Customs and National Taxes of the Ministry of Treasury and Public Credit will be the designated representative (Operative Party) for administering

the day-to-day provisions of this project on behalf of the Government of the Republic of Colombia.

C. Specific projects to be funded by the Government of the United States of America under this Appendix will be developed by the Directorate of Customs and National Taxes and agreed upon by the Operative Parties before they are funded, and will be subject to the availability of duly appropriated and authorized funds.

D. Modification to this Appendix may be made as jointly agreed by the Parties and issued as amendments to this Appendix.

III. Responsibilities of the Ministry of Treasury and Public Credit

A. Project Planning

1. The Directorate of Customs and National Taxes will develop detailed plans for each major project to be funded by the Government of the United States of America under this Appendix. The Directorate of Customs and National Taxes shall submit these project plans to the Narcotics Affairs Section of the U.S. Embassy for consideration and approval. These project plans, which will be considered as Sub-Appendices to this Appendix, shall have, as a minimum, the following components:

- a) Specific project objectives
- b) Specific responsibilities
- c) Project tasks, time lines and milestones
- d) Construction projects shall include sufficient design and specifications to permit contract solicitation and award

2. The Ministry of Treasury and Public Credit and its subordinate organizations shall provide the Government of the United States of America, including its contractors, sufficient infrastructure support for the efficient implementation in support of the project, as mutually agreed between the Operative Parties. This access shall include the use of offices and other administrative support facilities without charge or rent or any other benefits, according to the capability of the installations.

B. Personnel

The Directorate of Customs and National Taxes will assign sufficient numbers of qualified personnel to support the successful outcome of this project and be responsible for all costs related to personnel services, such as salaries, benefits,

per diem and travel, and personnel equipment and uniforms unless otherwise provided for in this Appendix or agreed to by the Operative Parties in writing.

C. General

The Ministry of Treasury and Public Credit and the Directorate of Customs and National Taxes agree to receive the economic, technical, and related assistance that the Government of the United States of America shall provide under this Appendix, and is responsible for:

- Working in concert with the Government of the United States of America, including the U.S. Customs Service, and other designated Government of the United States of America representatives, to provide needed resources, people and information as well as access to resources, people and information to enable the Parties to accomplish their bilateral objectives under this Appendix.
- Protecting the security and confidentiality of the project information, especially information contained on the Numerical Integration Profiling System and other computer systems that may be provided or enhanced under this Appendix.
- Maintaining and upgrading the Numerical Integration Profiling System and other computer systems that may be provided under this Appendix, on an on-going basis following installation by the Government of the United States of America.
- Expediting customs clearance of equipment provided to the Directorate of Customs and National Taxes under this Appendix.
- Providing the Narcotics Affairs Section and the U.S. Customs Service with regular reports, as agreed by the Operative Parties, on progress and effectiveness of the project, personnel training status, concerns and recommendations.

IV. Responsibilities of the Government of the United States of America

A. Funding

1. Funds of the Government of the United States of America in support of this project will be provided under this Appendix from funds appropriated to the Department of State Bureau of International Narcotics and Law Enforcement Affairs; such funding support will be specified in cover sheets. The Directorate of Customs and National Taxes may receive financial, material, technical and other.

assistance from the Government of the United States of America in the following areas:

- a) Training
- b) Equipment
- c) Construction/Renovation
- d) Operational Support
- e) Advice

2. Funds of the Government of the United States of America will also be used to pay for audits (by either commercial entities or auditors of the Government of the United States of America) of any and all aspects of the project funded by the Government of United States of America under this Appendix.

3. The Government of the United States of America will assist the Directorate of Customs and National Taxes in order to upgrade its office computer systems, hardware and software, and the equipment and assistance for the Numerical Integration Profiling System.

4. The Government of the United States of America may temporarily detail U.S. Customs Service personnel to Colombia to provide investigative liaison with the Directorate of Customs and National Taxes and other appropriate agencies of the Government of the Republic of Colombia in support of project activities.

B. Training

The U.S. Customs Service and other designated agencies of the Government of the United States of America shall provide basic and specialized training to personnel assigned the Directorate of Customs and National Taxes as well as other participating agencies of the Government of the Republic of Colombia, in the field of combating money laundering and other financial crimes, including detection and investigative techniques and the use of technology for money laundering investigations. Training will also be provided in detecting and preventing the smuggling of narcotics and other contraband. All training will be based on mutually developed training plans.

V. Project Objectives and Goals and Achievement Verification

A. The long-term objectives and goals of this project are to assist and enhance the capability of Government of the Republic of Colombia to combat money-laundering activities, as well as to detect and prevent the smuggling of narcotics and other contraband. Specific goals are set forth in Sub-Appendix A. Assigned personnel of the Ministry of Treasury and Public Credit, representing the

Government of the Republic of Colombia, and the Government of the United States of America will verify project achievement through operational liaison, official records, and observation.

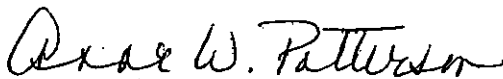
B. The Operative Parties agree to jointly review, at regular intervals during the life of the project, the progress of and the personnel assigned to the project. Each Operative Party will assign qualified personnel to participate in the monitoring and evaluation process.

VI. Termination

This Appendix shall enter into force, and may be terminated, in accordance with the provisions of Section III, Paragraph I of the Annex.

Signed in the city of Bogotá, Colombia on September 3, 2002, in duplicate in the English and Spanish languages, each text being equally authentic.

For the Government of the
United States of America



Anne Patterson
Ambassador

For the Government of the
Republic of Colombia



Roberto Junguito Bonnet
Ministry of Treasury and Public Credit

SUB-APPENDIX A TO APPENDIX 19

TO THE ANNEX TO THE

GENERAL AGREEMENT ON ECONOMIC, TECHNICAL
AND RELATED ASSISTANCE

BETWEEN

THE GOVERNMENT OF THE UNITED STATES OF AMERICA

AND

THE GOVERNMENT OF THE REPUBLIC OF COLOMBIA

PROJECT: SUPPORT TO THE DIRECTORATE OF CUSTOMS AND
NATIONAL TAXES

Project Goals and Objectives

(1) Combat Money-laundering Activities

Strengthen the capabilities of the Directorate of Customs and National Taxes in targeting, investigating, and interdicting money laundering schemes, especially the Black Market Peso Exchange system, as well as detecting and preventing the smuggling of narcotics and other contraband.

Identify anti-smuggling/ Black Market Peso Exchange programs strengths and weaknesses, within private industry and the Colombian law enforcement agencies, and assist them in correcting the weaknesses.

Use the U.S. Customs Service Numerical Integration Profiling System to integrate trade data from the Parties and other countries to detect and pursue large-scale patterns of Black Market Peso Exchange activities, (to include investigative coordination and support of existing investigations).

Expand/pursue other Colombian and regional cooperative efforts in combating the Black Market Peso Exchange system throughout the Andean region.

(2) Combat the Smuggling of Narcotics and other Contraband

Increase the awareness of the transportation and trade industries in Colombia to the narcotics smuggling threat and associated money laundering crimes, while assisting them to improve security and investigative ability to counter that threat.

Assist Directorate of Customs and National Taxes in establishing and maintaining a centralized automated database of its seizures, to include purchase of computer equipment, development of software for an automated database, and training of personnel in operating the system. This automatic database will enable the systematic collection, storage, analysis, and transfer of Colombian import, export, and seizure trade data through electronic means.

(3) Enhance the Administration and Collection of National Taxes

Enhance the revenue collections of Directorate of Customs and National Taxes by improving its ability to control tax evasion by (1) strengthening its investigative capacities, (2) administrative reforms, and (3) strengthening programs to increase the voluntary compliance culture of Colombia's taxpayers.

SUB-APPENDIX E TO APPENDIX 1

TO THE ANNEX TO THE

**GENERAL AGREEMENT FOR ECONOMIC, TECHNICAL AND
RELATED ASSISTANCE**

BETWEEN

**THE GOVERNMENT OF THE UNITED STATES OF AMERICA
AND**

THE GOVERNMENT OF THE REPUBLIC OF COLOMBIA

COLOMBIAN NATIONAL POLICE/ANTINARCOTICS DIRECTORATE

PROJECT: U.S. CUSTOMS SERVICE SUPPORT

I. Project Description

A. The Colombian National Police/Antinarcotics Directorate U.S. Customs Service Support Project is designed to assist and enhance the capability of the Colombian National Police/Antinarcotics Directorate in its Port Security Program that combats the smuggling of illegal narcotics, of funds generated by narcotics trafficking, and of related substances through Colombian maritime ports and airports. Specific counternarcotics goals in support of this national strategy objective are listed in Table A of this Sub-Appendix.

B. The Narcotics Affairs Section, assisted by the Office of the U.S. Customs Attaché, both of the U.S. Embassy in Colombia, will be the designated representative (Operative Party) for administering the day-to-day provisions of this project on behalf of the Government of the United States of America. The Colombian National Police/Antinarcotics Directorate will be the designated representative (Operative Party) for administering the day-to-day provisions of this project on behalf of the Government of the Republic of Colombia.

II. Responsibilities of the Ministry of National Defense and the Colombian National Police/Antinarcotics Directorate

A. The Colombian National Police/Antinarcotics Directorate will assign appropriate numbers and ranks of personnel in support of this project, as jointly agreed by the Operative Parties.

B. The Colombian National Police/Antinarcotics Directorate will receive the specialized equipment to be provided under this Sub-Appendix and agrees to ensure the proper operation, security and maintenance of such equipment.

III. Responsibilities of the Government of the United States of America

A. Subject of the availability of appropriated funds, the Government of the United States of America will provide financial support, materials and equipment, technical and operational training, and other assistance in support of this project to the Colombian National Police/Antinarcotics Directorate. Funds committed by Government of the United States of America for this project will be specified on the cover sheet(s). Additional funding may be provided based on progress made to achieve the objectives of the project.

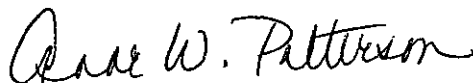
B. The U.S. Customs Service and the Colombian National Police will coordinate the project activities with other appropriate Government of the Republic of Colombian ministries and agencies, such as the Directorate of Customs and National Taxes and the Department of Administrative Security.

C. The Government of the United States of America may temporarily detail U.S. Customs Service personnel to Colombia to provide investigative liaison and training and technical support to the Colombian National Police/Antinarcotics Directorate and other appropriate agencies of the Government of the Republic of Colombia in support of project activities.

D. The U.S Customs Service Industry Partnership Programs will provide technical assistance and training to Colombian port authorities, carriers, and other private sector entities.

Signed in the city of Santafé de Bogota, Colombia on July 18, 2002, in duplicate in the English and Spanish languages, each text being equally authentic.

For the Government of the
United States of America



Anne W. Patterson
Ambassador

For the Ministry of National Defense
Republic of Colombia



Gustavo Bell Lemus
Minister of National Defense

TABLE A TO THE SUB-APPENDIX E

TO APPENDIX 1

TO THE ANNEX TO THE

GENERAL AGREEMENT FOR ECONOMIC, TECHNICAL AND
RELATED ASSISTANCE

BETWEEN

THE GOVERNMENT OF THE UNITED STATES OF AMERICA

AND

THE GOVERNMENT OF THE REPUBLIC OF COLOMBIA

COLOMBIAN NATIONAL POLICE/ANTINARCOTICS DIRECTORATE

PROJECT: U.S. CUSTOMS SERVICE SUPPORT

PROJECT GOALS AND OBJECTIVES

Strategic Objective Number 2: To combat the production, traffic and the distribution of drugs, and the infrastructure which supports the business of illicit crops.

Goal 4: Control the traffic and distribution of illicit drugs

- Strengthen the mechanisms of control and interdiction of the means of communications for the distribution of illicit drugs, specifically through Colombia's maritime ports and airports.

Measures of Effectiveness: By 31 December 2003, Colombian National Police/Anti-Narcotics Directorate will have the technological capability to help detect contraband moving through the ports. This will result in an increased number of smuggling attempts detected, quantities of narcotics seized, post-seizure investigations, and other significant enforcement actions in the maritime ports and airports supported by this Sub-Appendix, in 2002 and 2003 as compared to 2001.

- Improve intelligence collection and information sharing of information related to the Colombian National Police/Anti-Narcotics Directorate Port Security Program

Measures of Effectiveness:

Increased numbers of intelligence reports and shared of intelligence with the U.S Customs Service in 2002 and 2003, as compared to 2001.

- Enhance port security measures and cooperation between law enforcement and port authorities, carriers, and other private sector entities.

Measures of Effectiveness:

By the end of CY 2002, the number of participants in the BASC/IPP program will be increased to include representation by port authorities, National Police, carriers, and import/export industry.

- Increase Colombian National Police/Antinarcotics Directorate's ability to train its own personnel in as many areas as possible.

Measures of Effectiveness: The Colombian National Police/Antinarcotics Directorate, with the assistance of the U.S. Customs Service, will establish a training program to conduct in-country training of investigators and contraband enforcement personnel.